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ATTORNEY FOR DEBTOR

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA

In re: GARY ALLEN SCHUYLER

Case No. 2010-41832
D.C. No. ASM-1

Debtor.

Date: SEPTEMBER 14, 2010
Time: 9:30 AM
Courtroom: 35
Judge: CHRISTOPHER M. KLEIN

**DEBTORS' MOTION TO COMPEL
ABANDONMENT OF TRUSTEE'S
INTEREST IN DEBTOR'S AUTO BODY
REPAIR BUSINESS**

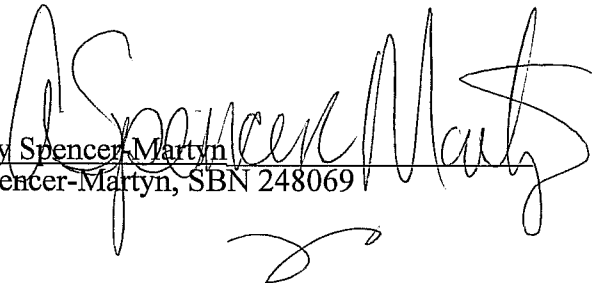
Debtor respectfully requests an order determining that the Chapter 7 Trustee, Garry L. Ness, has no interest in Debtor's auto body repair business and that the Trustee's interest be deemed abandoned. The grounds for relief are as follows:

1. Debtor Gary Allen Schuyler performs auto body repair, conducting his business at a single rented/leased premises located at 43 Alta Ave B, Quincy, CA 95971. Debtor has filed his Schedule B under penalty of perjury attesting to his belief that the business value is made up of ACCOUNTS RECEIVABLE \$800; AUTOBODY TOOLS & EQUIPMENT: TOOL BOXES, 2 EA. AIR COMPRESSORS, 20' CONEX STORAGE CONTAINER, PAINT BOOTH (OLDER), TOOL BOXES, PAINT GUNS, MISC AUTOBODY TOOLS \$8,000; TOOL BOXES \$3,500; INVENTORY \$1,000; for a total business value that should not exceed \$13,300 and exempted same.

1 Debtor has approximately \$7,780 remaining of his CCP703.140(b)(5) wildcard exemption available
2 in the event the business or its parts are determined to have a higher value or the business itself is
3 determined to have any marketable value. Mr. Schuyler does not believe any auto body repair person
4 would want to practice in his name.

5 Respectfully Submitted,

6
7 Date: 8/20/10


/s/ Amy Spencer-Martyn
Amy Spencer-Martyn, SBN 248069